



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

AT & T LEGAL DEPARTMENT - NDQ
ATTN: PATENT DOCKETING
ONE AT & T WAY, ROOM 2A-207
BEDMINSTER, NJ 07921

MAILED

MAR 18 2009

OFFICE OF PETITIONS

In re Application of
Deborah W. Brown
Application No. 09/097,787
Filed: June 15, 1998
Attorney Docket No. 11-34-7-15

ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed May 12, 2008, to revive the above-identified application.

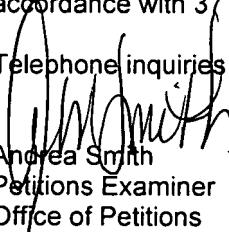
The above-identified application has been abandoned for an extended period of time. The Patent and Trademark Office is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. See Changes to Patent Practice and Procedure, 62 Fed. Reg. at 53160 and 53178; 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109) (applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the Patent and Trademark Office).

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Request for Continued Examination (RCE) and fee of \$790 and the submission under 37 CFR 1.114; (2) the petition fee of \$1,500; and (3) a proper statement of unintentional delay. Therefore, the petition is GRANTED.

Since the address on the present petition differs from the address of record, a courtesy copy of this decision is being mailed to the address given in the petition. Thereafter, all future correspondence will be mailed to the address of record until otherwise instructed.

This application file is being referred to Technology Center Art Unit 2626 for processing of the RCE and for appropriate action by the Examiner in the normal course of business on the amendment submitted in accordance with 37 CFR 1.114.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.


Andrea Smith
Petitions Examiner
Office of Petitions

cc: Thomas M. Isaacson
AT&T Corp
Room 2A-207
One AT&T Way
Bedminster, NJ 07921